

IDAHO BOARD OF SOCIAL WORK EXAMINERS
Division of Occupational and Professional Licenses
P.O. Box 83720
Boise, ID 83720-0063

Conference Call Minutes of 4/27/2021

THIS IS A DRAFT DOCUMENT THAT HAS NOT BEEN APPROVED BY THE BOARD

BOARD MEMBERS PRESENT: Dr. Alex Zamora
Jeri Perkins
April Christenson
Lynnet R Keeley
Virginia K Dickman

BOARD MEMBERS ABSENT: Dr. Donna Lynn Schmid

DIVISION STAFF: Dawn Hall, Section Chief
Julie Eavenson, Licensing Group Manager
Lori Peel, Investigative Unit Manager
Nicholas Krema, General Counsel
Greg Floyd, Financial Unit Manager
Lizzie Kukla, Team Lead

The meeting was called to order at 9:00 AM MDT by Ms. Virginia Dickman.

APPROVAL OF MINUTES

Dr. Zamora made a motion to approve the minutes of January 26, 2021, and February 18, 2021. Ms. Keeley seconded the motion. Motion carried.

LAWS AND RULES

Ms. Hall presented a legislative update. She reported that three bills that affect the Division passed the legislature and have been signed by the Governor. The legislature is still in session and an anticipated sine die date is currently unknown. The temporary rules will go into effect when the legislature adjourns sine die.

Ms. Hall reminded Board members that pursuant to the laws and rules, Board members should refrain from communicating directly with applicants and licensees. Familiarity with issues facing licensees and applicants will require Board members to recuse themselves should these issues come before the Board for consideration. She advised Board members to refer any inquiries from licensees or applicants to the Division.

FINANCIAL REPORT

Mr. Floyd gave the financial report, which indicated that the Board had a cash balance of \$342,314.72 as of March 31, 2021.

DIVISION BUSINESS

The Board reviewed the To Do List and no action was taken.

BOARD BUSINESS

Application Review

The Board reviewed six-month supervision reports. After determining that there is no basis in law and rule to require six-month reports, the Board discussed removing the requirement. Dr. Zamora made a motion for the Board to stop requiring six-month reports, and to update the supervision plan approval letter to communicate that any concerns about supervision should be reported to the Board using the final supervision report form. Division staff will consolidate supervision plan approval to one set of letters. Ms. Perkins seconded the motion. Motion carried.

The Board reviewed supervision registration and recertification processes. Dr. Zamora made a motion authorizing division staff to review and approve clean, complete applications for supervision registration and recertification. Questions regarding the validity of required continuing education will be referred to the Board for review. Ms. Perkins seconded the motion. Motion carried.

The Board reviewed the distribution of work among Board Members in between Board Meetings. The Board directed staff to facilitate correspondence between Dr. Schmid and Jerri Perkins to schedule time to train Ms. Perkins to assist the Board in reviewing supervision plan applications, and final supervision reports for approval. The Specialist added this item to the To Do List.

CORRESPONDENCE

The Board reviewed correspondence from Robin Happeny requesting clarification of the laws and rules regarding whether an LMSW may operate a private practice, and asked the Board to clarify the difference between independent and private practice in the law and rule. Ms. Christenson made a motion directing Division counsel to draft a response for approval by Dr. Zamora for approval. Ms. Perkins seconded the motion. Motion carried.

COMPLAINT MEMORANDUM

Ms. Peel gave the investigative report, which is linked above.

EXECUTIVE SESSION

Dr. Zamora made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the

Idaho Public Records Law, Idaho Code § 74-106(9). The purpose of the executive session was to discuss documents relating to the fitness of a licensee to retain a license or registration. Ms. Perkins seconded the motion. The vote was: Dr. Zamora, aye; Ms. Perkins, aye; Ms. Christenson, aye; Ms. Kelley, aye; and Ms. Dickman, aye. Motion carried.

Dr. Zamora made a motion to come out of executive session. Ms. Keeley seconded the motion. Motion carried.

DISCIPLINE

Ms. Christenson made a motion to close case numbers I-SWO-2019-52, I-SWO-2020-16, I-SWO-2020-24, I-SWO-2020-33, I-SWO-2020-34, I-SWO-2020-40, I-SWO-2021-2, I-SWO-2021-9, I-SWO-2021-17, I-SWO-2021-18. Ms. Keeley seconded the motion. Motion carried.

FOR BOARD DETERMINATION

Ms. Perkins made a motion to approve findings of fact and conclusions of law and final order in case number I-SWO-2020-10, and authorize the Board chair or a designee to execute the final order. Ms. Keeley seconded the motion. Motion carried.

Naloxone Presentation with Nicki Chopski, Medical Section Chief.

Medical Sections Chief, Nicki Chopski, gave a presentation regarding the legislative history that provided for any health professional licensed or registered under Title 54 to independently prescribe and dispense an opioid antagonist to certain persons as outlined in Idaho Code 54-1733b. She explained that the 2021 legislature passed, and the Governor signed, a bill to streamline language for a health professional to use their professional judgement to prescribe an opioid antagonist to “any person or entity”.

EXECUTIVE SESSION

Dr. Zamora made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law, Idaho Code § 74-106(9). The purpose of the executive session was to consider documents relating to the fitness of an applicant to be granted a license or registration. Ms. Perkins seconded the motion. The vote was: Dr. Zamora, aye; Ms. Perkins, aye; Ms. Christenson, aye; Ms. Kelley, aye; and Ms. Dickman, aye. Motion carried.

Dr. Zamora made a motion to come out of executive session. Ms. Keeley seconded the motion. Motion carried.

APPLICATIONS

Dr. Zamora made a motion to approve the following for licensure:

CARROLL, ROBERT

LCSW-40711

Ms. Christenson seconded the motion. Motion carried. Ms. Keeley abstained.

Dr. Zamora made a motion to approve the following for examination:

901182372

Ms. Keeley seconded the motion. Motion carried.

Ms. Perkins made a motion to approve the following for examination:

901040300

Ms. Keeley seconded the motion. Motion carried.

Ms. Christenson made a motion to deny issuance of a license based on meeting the criteria of Idaho Code § 54-3211(1,7), which outlines the Board's authority to (1) refuse to grant a license on the basis of unprofessional conduct relevant to the practice of social work, and (7) having had a license to practice social work revoked.

BRIAN JAMES COX

SWOA-40465

Ms. Perkins seconded the motion. Motion carried.

Ms. Christenson made a motion to deny issuance of a license based on Rule 350.03(a), which states that the Board may issue an endorsement license to a person who holds a current, active social work license in another jurisdiction. The applicant's current and active license is not a social work license.

MINDY LEIGH MCBRIDE

SWOA-40242

Ms. Perkins seconded the motion. Motion carried.

NEXT MEETING was scheduled for July 27, 2021 at 9:00 AM MDT.

ADJOURNMENT

Dr. Zamora made a motion to adjourn the meeting at 12:50 PM MDT. Ms. Keeley seconded the motion. Motion carried.

Ginny Dickman, Acting Chair